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**UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

TONY SHERMAN, an individual,

Plaintiff,

v.

PEPPERIDGE FARM, INC., a
Connecticut corporation; and
DOES 1 to 50, inclusive,

Defendants.

Case No. 8:22-cv-01781-JWH-ADS

JUDGMENT

1 Pursuant to the “Order Granting Defendant’s Motion to Dismiss
2 Plaintiff’s Third Amended Complaint [ECF No. 38]” filed substantially
3 contemporaneously herewith, and in accordance with Rules 12(b)(6) and 58 of
4 the Federal Rules of Civil Procedure,

5 It is hereby **ORDERED, ADJUDGED, and DECREED** as follows:

6 1. This Court possesses subject matter jurisdiction over the above-
7 captioned action pursuant to 28 U.S.C. § 1332.

8 2. The operative pleading is the Third Amended Complaint [ECF
9 No. 37] of Plaintiff Tony Sherman.

10 3. Fictitiously named Defendants Does 1 to 50, inclusive are
11 **DISMISSED**.

12 4. Defendant Pepperidge Farm, Inc. shall have **JUDGMENT** in its
13 **FAVOR**, and **AGAINST** Plaintiff Tony Sherman. Plaintiff Tony Sherman
14 shall take nothing by way of his Third Amended Complaint.

15 5. The Third Amended Complaint is **DISMISSED without leave to**
16 **amend**.

17 6. Other than potential post-judgment remedies (including those
18 provided in Rule 54(d) of the Federal Rules of Civil Procedure), to the extent
19 that any party requests any other form of relief, such request is **DENIED**.

20 **IT IS SO ORDERED.**

21
22 Dated: November 17, 2023



John W. Holcomb
UNITED STATES DISTRICT JUDGE